

**efiled 10/18/06

Attorney for Plaintiff
ROBERT ELROY SMITH

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

ROBERT ELROY SMITH,

Plaintiff,

V.

HYANG SOOK KIM, UNITED STATES OF
AMERICA,

Defendants.

Case No.: C-05-01439-JF

STIPULATION AND ORDER TO CONTINUE HEARING AND TIME FOR FILING SUPPLEMENTAL BRIEFING

Date: October 27, 2006
Time: 9:00 a.m.
Courtroom: 3, 5th Floor

Honorable JEREMY FOGEL
United States District Judge

TO ALL PARTIES IN THE ABOVE ENTITLED ACTION AND THEIR ATTORNEYS
OF RECORD:

The parties to the above entitled action by and through their attorneys, Stanley G. Hilton, for plaintiff and Chinhayi J. Coleman for defendant United States of America and defendant Hyang Sook Kim hereby stipulate that the supplemental briefing schedule and the subsequent hearing and case management conference are continued as indicated below.

The documents that were to be served by September 29, 2006 were not received by plaintiff's counsel until on or about October 6, 2006. Because of the voluminousness of the documents and counsel's busy schedule, additional time for the briefing is required.

It is further stipulated that the hearing on defendant's Motion to Dismiss that had been

From: James Chaffes 415-704-5030 To: Chinhayi J. Coleman

Date: 10/12/2006 Time: 3:12:42 PM

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1 scheduled to be held on October 27, will now be held on November ⁹~~3~~, 2006, and supplemental
2 briefing will be due on October 20, instead of October 13.

3 Date: October , 2006

Date: October 12, 2006

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6 By: Stanley G. Hilton
Attorney for Plaintiff


By: Chinhayi J. Coleman
Attorney for Defendants

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9 Date: October 13, 2006

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12 By: Hyang Sook Kim
Defendant

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15 IT IS SO ORDERED.

16 DATED: October 18, 2006

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18 By: 
19 Jeremy Fogel
Judge of the US District Court

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Stipulation to Continue Supplemental Briefing